

STANDARD AGREEMENT AMENDMENT

STD. 213 A (Rev 6/03)

FULLY EXECUTED☒ CHECK HERE IF ADDITIONAL PAGES ARE ATTACHED 2 Pages

AGREEMENT NUMBER

18-T4513

REGISTRATION NUMBER

AMENDMENT NUMBER

1

1. This Agreement is entered into between the State Agency and Contractor named below:

STATE AGENCY'S NAME

Department of Toxic Substances Control

CONTRACTOR'S NAME

National Engineering & Consulting Group, Inc.

2. The term of this

Agreement is August 31, 2018 through June 30, 2019

3. The maximum amount of this
- \$11,614,860.00**

Agreement after this amendment is: Eleven Million, Six Hundred Fourteen Thousand, Eight Hundred Sixty Dollars and Zero Cents

4. The parties mutually agree to this amendment as follows. All actions noted below are by this reference made a part of the Agreement and incorporated herein:

Contract Rate Schedule of Exhibit C is replaced with the Table 1 - Contract Rate Schedule attached hereto which contains the following changes: The row reading "Backfill - Structural (Rounded Up) for \$35.00 per ton, quantity 24" is amended to "Backfill - Top Soil/Structural Fill (Rounded Up) for \$42.00 per cubic yard, quantity 20," and the row reading "Backfill - Top Soil (Rounded Up) for \$58.00 per ton, quantity 3" is amended to "Backfill - Planter Mix (Rounded Up) for \$35.00 per cubic yard, quantity 4.97."

IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

CONTRACTOR

CONTRACTOR'S NAME (If other than an individual, state whether a corporation, partnership, etc.)

National Engineering & Consulting Group, Inc.

BY (Authorized Signature)



DATE SIGNED (Do not type)

10/19/2018

PRINTED NAME AND TITLE OF PERSON SIGNING

Dania H. Akhal, President/CEO

ADDRESS

9025 Slauson Avenue,
Pico Rivera, CA 90660**STATE OF CALIFORNIA**

AGENCY NAME

Department of Toxic Substances Control

BY (Authorized Signature)



DATE SIGNED (Do not type)

10-29-18

PRINTED NAME AND TITLE OF PERSON SIGNING

Jessica Heinz, Procurement and Contracting Officer

ADDRESS

1001 I Street, P.O. Box 806, Sacramento, CA 95812-0806

CALIFORNIA
Department of General Services
Use OnlyExempt From the Department
of General Services Review
per H & S Code Sections
25358.3(a) and 25358.5.☒ Exempt per:

1. Table 1- Contract Rate Schedule of Exhibit C is deleted in its entirety and replaced with the following:

Exhibit C, Attachment 1 Cost Rate Schedule, NEC Group Zone G Properties - Estimated 200 Properties						
Fixed Rates Per Property						
1) Fixed Rate Project Management including providing all necessary Staff Roles listed in the Project Contract to conduct Pre-Cleanup Inspections, Manage Sampling, Estimating, Scheduling, Excavation Design, Necessary Property Plans, Work Preparation, Data Management, A QMD Notification, Invoicing Support, Air Quality Management, PAM Sampling Management, Cultural Resources Management, tracking EIR/RAP Compliance, Providing Daily, Weekly and Monthly DTSC Updates.	\$4,300.00	Property	1	\$4,300.00	200	\$860,000.00
2) Fixed Rate Confirmation Sampling/Waste Disposal Sampling including providing all necessary Staff Roles listed in the Project Contract for Samples Collection, Labeling, Preparing and Laboratory Courier, Data Management is in Item 1 Above.	\$1,700.00	Property	1	\$1,700.00	200	\$340,000.00
3) Fixed Rate Field Management including providing all necessary Staff Roles listed in the Project Contract to conduct Excavation and Restoration Activities, Waste Profiling, Manifesting, H&S, Scheduling Trucks, Logistical Support, Permit Applications, PIA Compliance & Negotiating, Targeted Hiring Compliance, Worker's Training and Medical Monitoring, and Cultural Sensitivity Training.	\$5,600.00	Property	1	\$5,600.00	200	\$1,120,000.00
4) Fixed Rate Air & Dust Monitoring including providing all necessary Staff Roles listed in the Project Contract to Conduct Air, Dust Monitoring and PAM Sampling Activities. The Cost Includes Personal and Equipment necessary to complete this Task.	\$3,350.00	Property	1	\$3,350.00	200	\$670,000.00
5) Fixed Rate Mobilization including Sanitation, Permit Fees, Utility Location, BMPs, Consumables, Bin Rental, Fuel, Tape, Visqueen, Super Sacks, etc.	\$3,200.00	Property	1	\$3,200.00	200	\$640,000.00
6) Fixed Rate Vehicles and Equipment. All needed Equipment including Excavators, Loaders, Backhoes, Scalers, Trucks, Trailers, HEPA Vacuum, Portable Fans, Portable A/C, etc.	\$3,850.00	Property	1	\$3,850.00	200	\$770,000.00
7) Fixed Rate Closing Letter including providing all necessary staff roles listed in the proposed contract to prepare final reporting on individual properties.	\$2,900.00	Property	1	\$2,900.00	200	\$580,000.00
TOTAL FIXED RATE COST	\$24,900.00		1	\$24,900.00		\$4,980,000.00
Unit Rates NTE Average						
Operator (Trade)	Rate	Unit	Qty	Total/Property	Properties	Total
Laborer (Trade)	\$ 110.00	Hour	72	\$ 7,920.00	200	\$1,584,000.00
* Transportation RCRA & CA Non-RCRA Waste (RCRA/CA Non-RCRA Permitted Landfill)	\$ 106.00	Hour	130	\$ 13,780.00	200	\$2,756,000.00
* Transportation Unrestricted Local	\$1,960.00	Each	1	\$ 1,960.00	200	\$392,000.00
* Disposal to RCRA & CA Non-RCRA Permitted Landfills	\$ 850.00	Each	2	\$ 1,700.00	200	\$340,000.00
* Backfill - Top Soil/Structural Fill (Rounded Up)	\$ 48.15	Ton	15	\$ 722.25	200	\$144,450.00
Backfill - Planter Mix (Rounded Up)	\$ 41.73	Ton	30	\$ 1,251.90	200	\$250,380.00
Restoration Materials Sod/Plants (Rounded Up)	\$ 42.00	Cubic Yard	20	\$ 840.00	200	\$168,000.00
Restoration Materials Sod/Plants (Rounded Up)	\$ 35.00	Cubic Yard	4.97	\$ 174.00	200	\$34,800.00
Restoration Materials Sod/Plants (Rounded Up)	\$ 5.42	Square Feet	200	\$ 1,084.00	200	\$216,800.00
Restoration Materials Sod/Plants (Rounded Up)	\$ 65.00	Cubic Feet	1	\$ 65.00	200	\$13,000.00
Restoration Materials Sod/Plants (Rounded Up)	\$ 9.00	Cubic Feet	22	\$ 198.00	200	\$39,600.00
Restoration Materials Sod/Plants (Rounded Up)	\$ 9.00	Cubic Feet	22	\$ 198.00	200	\$39,600.00
Restoration Materials Sod/Plants (Rounded Up)	\$ 280.00	Each	1	\$ 280.00	10	\$2,800.00
Restoration - Landscape Edging (\$/property)	\$ 48.00	Each	1	\$ 48.00	10	\$480.00
Restoration - Weed barrier fabric (\$/sf)	\$ 0.18	Square Feet	200	\$ 36.00	200	\$7,200.00
Laboratory Analysis	\$ 400.00	Property	1	\$ 400.00	200	\$80,000.00
* ~ Replacement Landscape Compensation (\$/property) Estimated Cost By DTSC	\$ 750.00	Property	1	\$ 750.00	200	\$150,000.00
* ~ Temporary Relocation (Unit = Property) Estimated Cost By DTSC	\$1,000.00	Property	1	\$ 1,000.00	200	\$200,000.00
ODC Markup 0.5% to Landscape Compensation and Temporary Relocation	0.5% ODC	Property	1	\$ 8.75	200	\$1,750.00
* ~ Interior Cleaning (\$/property) Estimated Cost By DTSC	\$1,000.00	Property	1	\$ 1,000.00	200	\$200,000.00
ODC Markup 7.0% to Interior Cleaning	7.0% ODC	Property	1	\$ 70.00	200	\$14,000.00
TOTAL PROJECT COST				\$6,634,860.00		\$11,614,860.00
TOTAL AVERAGE PROPERTY COST						\$58,074.30
TOTAL PROJECT BACKFILL & RESTORATION COST						\$522,280.00

Conditions:

EXIDE RESIDENTIAL CLEANUP – NEC GROUP ZONE G PROPERTIES CONTRACT RATE SCHEDULE

Fixed Rate Costs are charged on every property regardless of time, equipment used, or excavation volume

* T&M Rates Average Listed and not Subject to Contract Not to Exceed Total

^ Owner Compensation Rates Subject to a reduced NEC Group Markup of 0.5%

~Interior Cleaning Rate Subject to a normal NEC Group Markup of 7%

Unit Rates listed in Unit Rates NTE Average portion of table (lower 1/2) are average Per Remediated Property and may vary from property to property The Contractor will consolidate similar waste pursuant to the Master Profile issued by the Waste accepting Landfill

Material not specified in the table above shall be charged on Cost + 7%

Personnel Rates for any tasks added to the Contract and not specified in the Contract SOW shall be charged on T&M Basis as listed in the table below Restoration & Backfill Material total may be exceeded on any Specific Material used, however the total material cost shall not exceed of \$522,280.00 Basis of Rates and Markup table is included below

Personnel/ODC Markup Rates		UNIT	Rate
Project Manager		Hour	\$175.00
Project Engineer PE/Geologist PG		Hour	\$135.00
Unregistered Engineer/Geologist/Scientist		Hour	\$90.00
Clerk Technician		Hour	\$40.00
CIH		Hour	\$125.00
Drafter		Hour	\$40.00
Technician Field Supervision/Certified Lead Supervisor		Hour	\$75.00
Foreman		Hour	\$75.00
CDPH Certified Lead Assessor		Hour	\$86.00
CDPH Certified Lead Sampling Technician (Unloaded Rate)		Hour	\$106.00
CDPH Lead Abatement Certified Worker (Operator) (Unloaded Rate)		Hour	\$110.00
CDPH Certified Lead Abatement Laborer (Unloaded Rate)		Hour	\$106.00
ODC Markup		ADD	7.00%